

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA  
CASE NO. 1:24-cv-001065

SBV SOUTHERN PINES, LLC, a ) Michigan Limited Liability Company, ) ) ) Plaintiff,                         ) ) Vs.                                 ) ) MSP RETAIL, II, LLC, a Delaware ) Limited Liability Company; MIDLAND ) SOUTHERN PINES VENTURE ) PARTNERS, LLC, a Delaware ) Limited Liability Company, MAP PINE ) RIDGE, LLC, an Ohio Limited Liability ) Company; and FSC II, LLC, a North ) Carolina Limited Liability Company, ) ) ) Defendants.                         ) )	DEFENDANT FSC II, LLC's MOTION FOR EXTENSION OF TIME TO RESPOND TO PLAINTIFF SBV SOUTHERN PINES LLC'S FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION OF DOCUMENTS
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Pursuant to Fed. R. Civ. P. 6(b) and Local Rule 6.1(a), Defendant FSC II, LLC (“FSC”) moves to extend the May 28, 2025 deadline for Defendant FSC to respond to Plaintiff SBV Southern Pines, LLC’s (“SBV”) First Set of Interrogatories and Requests for Production of Documents by twenty-nine (29) days, to Friday, June 27, 2025. In support of this Motion, FSC shows as follows:

1. Plaintiff SBV served its First Set of Interrogatories and Requests for Production of Documents to Defendant FSC on April 28, 2025.
2. Defendant FSC’s current deadline to respond to Plaintiff SBV’s First Set of Interrogatories and Requests for Production of Documents is May 28, 2025.

3. This Motion has been brought before the deadline to respond to the First Set of Interrogatories and Requests for Production of Documents and is therefore timely.
4. Defendant FSC seeks to respond to the First Set of Interrogatories and Requests for Production of Documents following the June 3, 2025 mediation, if still necessary.
5. Counsel for Defendant FSC has consulted with counsel for Plaintiff SBV, who consent to the requested extension.
6. Defendant does not bring this motion in bad faith.
7. Pursuant to Local Rule 7.3(j), a proposed order is attached as Exhibit 1.

WHEREFORE, Defendant FSC requests that this Court extend its deadline to respond to Plaintiff SBV's First Set of Interrogatories and Requests for Production of Documents, up to and including June 27, 2025.

Respectfully submitted, this the 27th day of May, 2025.

**K&L GATES LLP**

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*Counsel for Defendant FSC II, LLC*

## CERTIFICATE OF SERVICE

I hereby certify that on May 27th 2025, I electronically filed the foregoing Motion for Extension of Time with the Clerk of Court using the CM/ECF system, which will send notification of such filing to all counsel of record who are registered with the CM/ECF system.

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Respectfully submitted, this the 27<sup>th</sup> day of May, 2025.

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